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HITT GAINES, P.C.
Intellectual Property Law & Related Matters

FACSIMILE TRANSMISSION

TO: USPTO
Examiner: Dac V. Ha - Art Unit No.: 2634

FAX NO. 571-273-8300

FROM: J. Joel Justiss

RE: Serial No.: 09/845,585
Attorney Docket No.: R. BLAKE 6
Supplemental Response for Statement Under 37 CFR 3.73(b)
Issue Fee Transmittal
Statement Under CFR 3.73(b) w/Attachments

DATE: October 13, 2005

PAGES: 13 (including cover page)

If you do not receive the indicated number of pages, please notify the sender at the telephone number shown below. Thank you.

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MESSAGE:

Mailing Address: P.O. Box 832570, Richardson, Texas 75083-2570
Street Address: Palisades Central II, 2435 North Central Expressway, Suite 1300, Richardson, Texas 75080-2753 U.S.A.
Tel: (972) 480-8800 Fax: (972) 480-8865 firm@hittgaines.com

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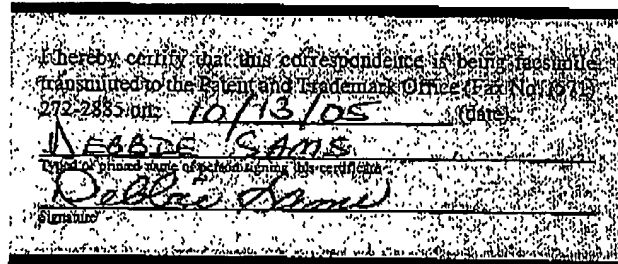
ATTORNEY DOCKET NO. R. BLAKE 6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Roy B. Blake
Serial No.: 09/845,585
Filed: April 30, 2001
Title: JITTER CONTROL PROCESSOR AND A
TRANSCIVER EMPLOYING THE SAME
Grp./A.U.: 2634
Examiner: Dac V. Ha

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:



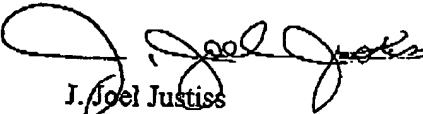
SUPPLEMENTAL RESPONSE FOR STATEMENT UNDER 37 CFR 3.73(b)

The issue fee was paid and the following Issue Fee Transmittal and Statement Under 37 CFR 3.73(b) were mailed to you on October 11, 2005 for the above application. Please note that a copy of the "True and Correct Certificate" from the State of Delaware and a copy of the "Certificate of Ownership and Merger" from the State of Delaware were inadvertently omitted from the Statement

Under 37 CFR 3.73(b). The following pages include the documents that were mailed to you yesterday along with these missing two pages.

Respectfully submitted,

HITT GAINES, P.C.


J. Joel Justiss
Registration No. 48,981

Dated: 10/12/05

P.O. Box 832570
Richardson, Texas 75083
(972) 480-8800

OCT. 13. 2005 5:10:29AM

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HITT GAINES, P.C.
P.O. BOX 832570
RICHARDSON, TEXAS 75083
U.S.A.

BANK OF AMERICA, NA
RICHARDSON, TX 75248
32-2/1119

10683

10/7/2005

5 2005 OCT 13 10:29 AM 10683 10683 10683

PAY TO THE ORDER OF Commissioner for Patents

\$ **1,703.00

One Thousand Seven Hundred Three and 00/100*****

DOLLARS

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Charles W. Harris

MEMO AGER-121303; Issue Fee, Publication Fee

⑈010683⑈ ⑆111000025⑆ 004770748562⑈

Inventor: Roy B. Blake
Title: "Jitter Control Processor and a Transceiver
Employing the Same"
Filing Date: 04/30/2001
Serial No.: 09/845,585

R. BLAKE 6 (AGER-121303)

The Commissioner of Patents and Trademarks Office "Received"
stamp imprinted hereon acknowledges the filing of:

Issue Fee Transmittal (1 pg); Statement Under 37 C.F.R. 3.73(b)
w/attachments (6 pgs); Check for \$1,703.00 and Postcard Receipt

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PAGE 1
CENTRAL FAX CENTER*The First State*

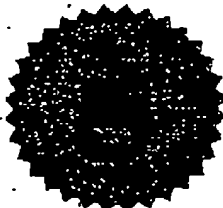
OCT 13 2005

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"AGERE SYSTEMS GUARDIAN CORP.", A DELAWARE CORPORATION, WITH AND INTO "AGERE SYSTEMS INC." UNDER THE NAME OF "AGERE SYSTEMS INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-NINTH DAY OF AUGUST, A.D. 2002, AT 9 O'CLOCK A.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE THIRTY-FIRST DAY OF AUGUST, A.D. 2002.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

3268412 8100M

AUTHENTICATION: 1959517

020545223.

DATE: 08-29-02

CERTIFICATE OF OWNERSHIP AND MERGER

OF

Agere Systems Guardian Corp.
(a Delaware corporation)

INTO

Agere Systems Inc.
(a Delaware corporation)

**UNDER SECTION 253 OF THE GENERAL
CORPORATION LAW OF THE STATE OF DELAWARE**

Agere Systems Inc., a corporation organized and existing under the laws of Delaware ("Corporation"), **DOES HEREBY CERTIFY:**

FIRST: The Corporation is the owner of all of the outstanding shares of common stock of Agere Systems Guardian Corp., which is also a business corporation of the State of Delaware.

SECOND: On August 22, 2002 the Subsidiary Governance Committee of the Board of Directors of the Corporation adopted the following resolution to merge Agere Systems Guardian Corp. into the Corporation:

RESOLVED that Agere Systems Guardian Corp., a Delaware corporation, shall be merged with and into Agere Systems Inc., a Delaware corporation, with Agere Systems Inc. being the surviving corporation, and Agere Systems Inc. shall thereupon assume all of the obligations of Agere Systems Guardian Corp."

THIRD: That the merger authorized hereby shall become effective as of 9:00 a.m. Eastern Standard Time on August 31, 2002.

Executed on August 22, 2002

AGERE SYSTEMS INC.

By

Paul Bento

Paul Bento, Vice President

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PTO/SB/98 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Agere Systems Inc.

Application No./Patent No.: 09/845,585 Filed/Issue Date: 04/30/2001

Entitled: JITTER CONTROL PROCESSOR AND A TRANSCEIVER EMPLOYING THE SAME

Agere Systems Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below.

1. From: Inventor To: Agere Systems Guardian Corporation
The document was recorded in the United States Patent and Trademark Office at
Reel 011768, Frame 0558, or for which a copy thereof is attached.

2. From: Agere Systems Guardian Corporation To: Agere Systems Inc.
The document was recorded in the United States Patent and Trademark Office at
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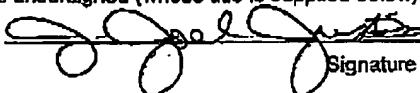
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

October 11, 2005

Date

J. Joel Justiss

Printed or Typed Name

972-480-8800

Telephone Number

Attorney for Applicant

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Washington, D.C. 20231

JULY 23, 2001

PTAS

HITT GAINES & BOISBRUN, P.C.
GLENN W. BOISBRUN
P.O. BOX 832570
RICHARDSON, TEXAS 75083



101711175A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/30/2001

REEL/FRAME: 011768/0558
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BLAKE, ROY B.

DOC DATE: 03/29/2001

ASSIGNEE:

AGERE SYSTEMS GUARDIAN CORPORATION
14645 N. W. 77TH AVENUE
SUITE 105
MIAMI LAKES, FLORIDA 33014

SERIAL NUMBER: 09845585

FILING DATE: 04/30/2001

PATENT NUMBER:

ISSUE DATE:

MARCUS KIRK, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

OCT. 13. 2005 10:31AM

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NO. 2563 P. 10

05-10-2001

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Expires 08/30/99
OMB 0651-0027

101711175

U.S. Department of Commerce
Patent and Trademark Office
PATENT

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Correction of PTO Error

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Security Agreement



License



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Merger



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U.S. Government
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Conveying Party(ies)



Mark if additional names of conveying parties attached

Name (line 1)

Roy B. Blake

Execution Date
Month Day Year
03 29 2001

Name (line 2)

Second Party

Name (line 1)

Execution Date
Month Day Year

Name (line 2)

Receiving Party



Mark if additional names of receiving parties attached

Name (line 1)

Agere Systems Guardian Corporation

Name (line 2)

a Corporation of Delaware

If document to be recorded
is an assignment and the
receiving party is not
domiciled in the United
States, an appointment
of a domestic
representative is attached.
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14645 N. W. 77th Avenue; Suite 105

Address (line 2)

Address (line 3)

Miami Lakes

Florida

33014

City

State/Country

Zip Code

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

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Mail documents to be recorded with required cover sheet(s) information to:

PAGE 10/13 * RCVD AT 10/13/2005 11:29:47 AM [Eastern Daylight Time] * SVR:USPTO-EFXXF-6/24 * DNIS:2738300 * CSID:972 480 8865 * DURATION (mm:ss):03:14

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Expires 08/30/99
OMB 0851-0027

Page 2

U.S. Department of Commerce
Patent and Trademark Office
PATENT**Correspondent Name and Address**

Area Code and Telephone Number (972) 480-8800

Name Glenn W. Boisbrun

Address (line 1) Hitt Gaines & Boisbrun, P.C.

Address (line 2) P.O. Box 832570

Address (line 3) Richardson, Texas 75083

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

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Application Number(s) or Patent Number(s)☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

N/A

Patent Number(s)

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year
03 29 2001**Patent Cooperation Treaty (PCT)**Enter PCT application number
only if a U.S. Application Number
has not been assigned.PCT PCT PCT
PCT PCT PCT**Number of Properties**

Enter the total number of properties involved.

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$ 40.00

Method of Payment:
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(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

501735

Authorization to charge additional fees:

Yes ☒ No ☐**Statement and Signature***To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.*

Glenn W. Boisbrun

Name of Person Signing

Signature

04/30/2001

Date

ATTORNEY DOCKET NO.: BLAKE 6

PATENT

ASSIGNMENT AND AGREEMENT

For value received, I, Roy B. Blake, of Denville, in the County of Morris and State of New Jersey, hereby sell, assign and transfer to Agere Systems Guardian Corp., a corporation of the State of Delaware, having an office at Suite 105, 14645 N.W. 77th Avenue; Miami Lakes, Florida 33014, U.S.A., and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to certain inventions related to **"JITTER CONTROL PROCESSOR AND A TRANSCEIVER EMPLOYING THE SAME"** described in an application for Letters Patent of the United States, executed by me of even date herewith, and all the rights and privileges in said application and under any and all Letters Patent that may be granted in the United States for said inventions; and I also concurrently hereby sell, assign and transfer to Agere Systems Guardian Corp. the entire right, title and interest in and to said inventions for all countries foreign to the United States, including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

I authorize Agere Systems Guardian Corp. to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from me, any and all benefits, including the right of priority provided by any and all treaties, conventions or agreements.

I hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of Agere Systems Guardian Corp. to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

I request that any and all patents for said inventions be issued to Agere Systems Guardian Corp. in the United States and in all countries foreign to the United States, or to such nominees as Agere Systems Guardian Corp. may designate.

I agree that, when requested, I shall, without charge to Agere Systems Guardian Corp. but at its expense, sign all papers, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

Roy B. Blake
Roy B. Blake

Date: March 29, 2001

United States of America)

State of N.J.)

County of MORRIS)

On this 29 day of MARCH, 2001, before me personally came Roy B. Blake, to me known to be the individual described herein and who executed the foregoing instrument, and acknowledged execution of the same.

Krystyna B. Stronghiolos
Notary Public

KRYSTYNA B. STRONGHILOS
Notary Public State of New Jersey
My Commission Expires Oct. 5, 2004

Agere Systems Guardian Corp.
Suite 105
14645 N.W. 77th Avenue
Miami Lakes, FL 33014